



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश, राज्य शासन द्वारा प्रकाशित

शिमला, शुक्रवार, २ फरवरी, १९९६/१३ माघ, १९१७

हिमाचल प्रदेश सरकार

PERSONNEL (Apptt.-II) DEPARTMENT

NOTIFICATION

Shimla-171002, the 17th January, 1996

No. Per (AP-II) B (2) 1/92.—By virtue of powers vested in her by clause (1) of Article 316 of the Constitution of India, the Governor of Himachal Pradesh is pleased to appoint the following as Members of Himachal Pradesh Public Service Commission with effect from the actual date of assumption of charge:—

1. Shri P. C. Dogra, I.A.S., Divisional Commissioner, Mandi Division, Himachal Pradesh.
2. Shri Singha Singh Tomar, Advocate, Village Toru, P. O. Nagehta, Tehsil Paonta, District Sirmour, Himachal Pradesh.

R. K. ANAND,
Chief Secretary.

शिक्षा विभाग

अधिसूचना

शिमला-171002, 12 जनवरी, 1996

संख्या शिक्षा-II ख0 (3) 2/92.—हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश के शिक्षा बोर्ड अधिनियम, 1968 की धारा 18 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, प्रो० अमर चन्द पाल, हिमाचल प्रदेश विश्वविद्यालय, शिमला-5 को तीन वर्ष की अवधि के लिए हिमाचल प्रदेश स्कूल शिक्षा बोर्ड के अध्यक्ष के रूप में तत्काल से नियुक्त करते हैं।

नियुक्ति के निवन्धन और शर्तें अलग से चिह्नित की जाएगी।

आदेश द्वारा,

एस0 एस0 परमार,
आयुक्त एवं सचिव।

सामान्य प्रशासन विभाग
(संसदीय कार्य विभाग)

अधिसूचना

शिमला-2, 20 जनवरी, 1996

सं० जी०ए०डी०(पी०ए०) 4(डी)-21/88.—हिमाचल प्रदेश के राज्यपाल, मंत्रियों के वेतन और भत्ते (हिमाचल प्रदेश) अधिनियम, 1971 (1971 का 3) की धारा 11 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए तारीख 16 सितम्बर, 1971 के राजपत्र (असाधारण), हिमाचल प्रदेश में अधिसूचना संख्या 2-11/71-जी०ए०डी०, तारीख 7 सितम्बर, 1971 द्वारा प्रकाशित हिमाचल प्रदेश मिनिस्टर्स ट्रेवलिंग अलाउंस रूलज, 1971 में और संशोधन करने के लिए निम्नलिखित नियम बनाते हैं, अर्थात्:—

1. संक्षिप्त नाम.—इन नियमों का संक्षिप्त नाम हिमाचल प्रदेश मिनिस्टर्स ट्रेवलिंग अलाउंस (संशोधन) रूलज 1996 हैं।

2. नियम-7 का संशोधन.—हिमाचल प्रदेश मिनिस्टर्स ट्रेवलिंग अलाउंस रूलज, 1971 के नियम-7 में "150" श्रृंखला के स्थान पर श्रृंखला "200" रखे जाएंगे।

आदेश द्वारा,

एस0 एस0 नेगी,
आयुक्त एवं सचिव (सामान्य प्रशासन)।

[Authoritative English Text of the notification No. GAD (PA)4(D)-21/88, dated 20-1-96 as required under clause (3) of Article 348 of the Constitution of India].

GENERAL ADMINISTRATION DEPARTMENT
(Parliamentary Affairs Department)

NOTIFICATION

Shimla-171002, the 20th January, 1996

No. GAD (PA) 4 (D)21/88.—In exercise of the powers conferred by section 11 of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1971 (Act No. 3 of 1971), the Governor of Himachal Pradesh is pleased to make the following rules further to amend the Himachal Pradesh Ministers Travelling Allowance Rules, 1971, published in the Himachal Pradesh Rajpatra (Extraordinary), dated 16th September, 1971 *vide* Notification No. 2-11/71-GAC, dated 7th September, 1971, namely:—

1. *Short Title.*—These rules may be called the Himachal Pradesh Ministers Travelling Allowance (Amendment) Rules, 1996.

2. *Amendment of rule 7.*—In rule 7 of the Himachal Pradesh Ministers Travelling Allowance Rules, 1971 for the figure “150”, the figure “200” shall be substituted.

By order,

S. S. NEGI,
Commissioner-cum-Secretary.

स्वास्थ्य एवं परिवार कल्याण विभाग

अधिसूचना

शिमला-2, 15 जनवरी, 1996

संख्या एच० एफ० डी०बी० (एफ०) 4-13/95.—राज्यपाल, हिमाचल प्रदेश, चाक खरेला ग्राम पंचायत बगलाटी, तहसील रामपुर, जिला शिमला में जनहित में उप-स्वास्थ्य केन्द्र खोलने के तत्काल से सहर्ष आदेश देते हैं।

आदेश द्वारा,

जे० पी० नेगी,
आयुक्त एवं सचिव।

श्रम एवं रोजगार विभाग

अधिसूचना

शिमला-2, 10 जनवरी, 1996

संख्या 2-22/83-श्रम.—हिमाचल प्रदेश के राज्यपाल की यह राय है कि लोकहित में ऐसा करना

आवश्यक और समीचीन है कि हिमाचल प्रदेश सरकार मुद्रणालय (तकनीकी) सेवाएं, औद्योगिक विवाद अधिनियम, 1947 को प्रथम अनुसूची में जोड़ी जाए।

अतः हिमाचल प्रदेश के राज्यपाल, औद्योगिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 40 की उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, उक्त अधिनियम की प्रथम अनुसूची की मद संख्या 21 के बाद निम्नलिखित मद जोड़ते हैं, अर्थात् :—

“22. हिमाचल प्रदेश सरकार मुद्रणालय (तकनीकी) सेवाएं”।

आदेश द्वारा,

हस्ताक्षरित/-
वित्तायुक्त एवं सचिव।

[Authoritative English Text of this Government Notification No. PBW(B&R)3(6) 6/93, dated 26-12-1995 as required under Article 348 of the Constitution of India].

PUBLIC WORKS DEPARTMENT

NOTICE

Shimla-171002, the 26th December, 1995

No. PBW(B&R)3(6)6/93.—Whereas M/s K. K. Ropeways Ltd. Chambaghat, District Solan (Himachal Pradesh) had applied for permission to construct passenger aerial ropeway from Jabli to Nandoh (Kasauli), District Solan (Himachal Pradesh);

And whereas the State Government vide its letter of even No., dated 30th March, 1994 had conveyed its sanction under section 5 of the Himachal Pradesh Aerial Ropeway Act, 1968 (Act No. 7 of 1969) in favour of M/s K. K. Ropeways Ltd. (hereinafter called “the promoter”), for making necessary surveys for the setting up of an aerial ropeway from Jabli to Nandoh (Kasauli);

And whereas the said promoter has now submitted detailed estimated, plans and designs of the aforesaid project, and the State Government, after scrutiny of the said detailed designs etc. have concluded that the proposed designs of the project are in conformity with the requirements of the I. R. C. Codes and the material to be used will be according to the specification laid down by the Bureau of Indian standard (B. I. S.);

And whereas the State Government, after considering the conditions laid down in section 5 of the Act *ibid* and in exercise of the powers conferred under sub-section (1) of section 6 of the Himachal Pradesh Aerial Ropeways Act, 1968 proposes to authorise the said promoter to construct aerial ropeway from Jabali to Nandoh (Kasauli), District Solan, (HP) subject to the following restrictions and conditions :—

- (i) that the promoter shall raise capital within one year of the publication of the final order under section 7 of the Himachal Pradesh Aerial Ropeways Act, 1968 (hereinafter called “the order”)

- (ii) that the construction of civil works, plant and machinery connected with the ropeway installation shall start immediately after publication of the final order ;
- (iii) that the construction of the aerial ropeway shall be completed within a period of 18 months after the publication of the final order ;
- (iv) that the promoter shall be eligible for such concession as may be allowed by the state Government from time to time ;
- (v) that the promoter shall construct the aerial ropeway conforming to the standards, dimensions and specifications as approved by the State Government. The structural, designs, quality of material, factor of safety, method of computing stresses shall be in conformity with those as laid down by the Bureau of Indian Standards. Provided that any deviation in the dimension and specification on account of site conditions including change in the height of the tower beyond 15.00 metres, the promoter shall obtain the prior permission of the Inspector, Ropeway/expert Committee as the case may be ;
- (vi) that the promoter shall follow the rules which are applicable in the state of Himachal Pradesh regarding construction of aerial ropeway over the roads and other public ways of communications ;
- (vii) that the promoter shall not sell, transfer, lease or sublet the aforesaid aerial ropeway or part thereof to any other person without the prior permission of the State Government ;
- (viii) that the promoter shall use electricity power as the main mode for operating the aerial ropeway subject to the condition that in case, the failure of electricity shall always keep standby arrangements of Diesel Generating set for the operation of aerial ropeway ;
- (ix) that the promoter shall provide reliable devices, provisions for the signalling, suitable, designed fixtures and structures ropes, machinery, gear and other appliances. The promoter shall daily inspect whether the machinery appliances etc. are in order and properly greased and oiled regularly ;
- (x) that the promoter shall obtain the permission from the railway authorities in case the aerial ropeway passes over the railway line ;
- (xi) that the promoter shall carry passengers with their luggage such as briefcase/ attaches/ suitcase/ handbag etc. On the aerial ropeway except arms and ammunition as covered under the Arms Act, 1959 ;
- (xii) that the promoter shall not charge the rates higher than the rates approved by the State Government at per Annexure-I annexed to this notice ;
- (xiii) that the promoter shall submit a security of Rs. 3.00 lacs (Three Lac) in the shape of Bank Guarantee, from nationalised Bank in the name of Secretary (PW) to the Government of Himachal Pradesh for the due compliance of the conditions specified in the order. In the case of any breach of any condition, the State Government shall be at liberty to forfeit the same. Before ordering the forfeiture of the security, Secretary (PW) to the Government of Himachal Pradesh shall give show cause notice to the promoter to rectify the breach within 15 days positively and if the promoter fails to rectify and give suitable explanation for breach, the State Government may make final order as it may think fit without prejudice to the other rights of the State Government ;
- (xiv) that the promoter shall submit to the State Government such returns of capital and revenue expenditure, receipts and tariff at such interval and in such form as may be prescribed by the State Government from time to time ;
- (xv) that in case the promoter commits any breach of any of the conditions specified above or acts in contravention of provisions of the Act *ibid* and rules framed thereunder or promoter fails to operate/run the aforesaid ropeway, the State Government may take over/resume the aerial ropeway free from all encumbrances

or on such depreciated Book Value of the aerial ropeway. In case State Government do not intend to take over the said ropeway, the local authority may purchase the same on the depreciated Book value or as may be mutually agreed between the local authority and the promoter ;

- (xvi) that the promoter shall allow inspector/expert committee or their authorised representative to inspect the aerial ropeway at all reasons time s;
- (xvii) that the contravention of the any of the provisions of the Act *ibid* or rules framed thereunder shall be termed as a breach of condition of the order ; and
- (xviii) that if any dispute arised between the state Government and the promoter, the same shall be referred to the sole Arbitrator *i. e.* the Chief Secretary to the Government of Himachal Pradesh whose decision shall be final and binding on both the parties. The proceedings before the Arbitrator shall be regulated by the provisions of Arbitration Act, 1940.

Now, therefore, in exercise of the powers conferred under sub-section (2) of section 6 of the Act *ibid*, the State Government hereby invites objection(s) in relation to the proposed aerial ropeway from Jabli to Nandoh (Kasauli) from all interested persons. The objections/suggestions, should be addressed to the Secretary (PW) to the Government of Himachal Pradesh within three weeks from the date of publication of this notice in the Rajpatra, Himachal Pradesh. Any objection(s)/suggestion(s) with respect to the proposed ropeway received by the Secretary (PW) to the Government of Himachal Pradesh, State Government on or before the date specified above, the same shall be taken into consideration by the State Government before the final order is made and published und section 7 of the Act *ibid*.

By order,

P. S. RANA,

F. C.-cum-Secretary.
Government of Himachal Pradesh.

ANNEXURE—I

Schedule of Maximum rates which can be charged by the promoter for carrying passengers through the aerial ropeway to be installed between Jabli to Nandoh (Kasauli), District Solan, Himachal Pradesh.

SCHEDULE

Sr. No.	Description	Maximum rates in Rupee for both way Journey
1	2	3
1.	Children below the age of 3 years	They are to be exempted
2.	Children from 3 to 12 years of age	20
3.	Other persons over the age of 12 years	40

Note 1.—The promoter shall not charge anything for the small luggage like brief case, small suitcases and handbags etc. from the passengers.

Note 2.—The promoter shall provide a luggage room for storing the bigger luggage of the passengers and shall issue proper receipt to them in that respect.

Note 3.—The above rates of fare shall be charged from passengers for both way Journey.

राजस्व विभाग

अधिसूचना

गिमला-2, 20 दिसम्बर, 1995

संख्या 1-14/68-रैव-वी.—हिमाचल प्रदेश के राज्यपाल, इस सरकार की समसंख्यांक अधिसूचना, तारीख 23-1-85 के अधिकमण में, भू-अर्जन अधिनियम, 1894 (1894 का 1) की धारा 11 की उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुये, जिला कुलैक्टर (उपायुक्त) को अपनी अधिकारिता के भीतर भू-अर्जन कलैक्टर द्वारा किए गए उस अधिनिर्णय को, जिसके प्रतिकर की रकम 2 लाख से अधिक परन्तु 5 लाख से अनधिक है का अनुमोदन करने के लिए प्राधिकृत करते हैं ।

परन्तु प्रत्येक ऐसा मामला :—

- (i) जहां प्रतिकर की रकम 5 लाख रुपये से अधिक है;
- (ii) जहां आवासिक घरों और समस्त भूमि सम्पत्ति का अर्जन किया जाता है और सम्बन्धित व्यक्ति विस्थापित बन जाता है;
- (iii) जहां बड़ी जलविद्युत या अन्य परियोजनाओं के लिए भूमि अर्जित की जाती है और परिवारों का विस्थापन अन्तर्बलित है;
- (iv) जहां हिमाचल प्रदेश में यथा लागू उक्त अधिनियम की धारा-17 के अधीन भूमि अर्जित की श्री; और
- (v) जहां एक बीघे में 5 से अधिक वन वृक्षों का गिराया जाना अन्तर्बलित है,

जिला समाहर्ता द्वारा अधिनिर्णय को भू-अर्जन करने वाले विभाग में राज्य सरकार के अनुमोदनार्थ भेजा जाएगा ।

राज्यपाल आगे यह भी निदेश देते हैं कि भू-अर्जन कलैक्टर अन्य सभी मामलों में, जो उपर सम्मिलित नहीं हैं और जिनके अन्तर्गत ये मामला भी है जिसमें प्रतिकर की राशि 2 लाख रुपये से अधिक नहीं है, राज्य सरकार या जिला कलैक्टर (उपायुक्त) के अनुमोदन के बिना अधिनिर्णय करेगा ।

आदेशानुसार,

हस्ताक्षरित/-
वित्तायुक्त एवं सचिव ।

[Authoritative English text of this department Notification No. 1-14/68-V-Rev.-B, dated 20th December, 1995 as required under clause (3) of Article 348 of the Constitution of India].

REVENUE DEPARTMENT

NOTIFICATION

Shimla-2, the 20th December, 1995

No. 1-14/68-V-Rev.-B.—In supersession of this Government notification of even number, dated 23-1-1985 and in exercise of powers vested in him under sub-section (1) of section-11 of the Land Acquisition Act, 1894 (Act No. 1 of 1894), the Governor, Himachal Pradesh is pleased to authorise the District Collector (Deputy Commissioner) within his jurisdiction to approve the awards to be made by the Land Acquisition Collector, the amount of compensation whereof exceeds rupees 2 lakhs but does not exceed rupees 5 lakhs :—

Provided that every case :—

- (i) in which the amount of compensation exceeds rupees five lakhs ;
- (ii) where residential houses and all landed property are acquired and the person concerned becomes an oustee;
- (iii) where land is acquired for big hydel or other projects and uprooting of families is involved;
- (iv) in which land is acquired under section 17 of the said Act as appl^d in Himachal Pradesh; and
- (v) where felling of forest trees exceeding 5 in a bigha, is involved;

shall be submitted by the District Collector to the State Government in the acquiring department for approval of awards.

2. The Governor is further pleased to direct that the Land Acquisition Collector shall make an award in all other cases not covered above including the ones, the amount of compensation whereof, does not exceed rupees two lakhs in each case without the approval of the State Government or District Collector (Deputy Commissioner).

By order,

Sd/-

Financial Commissioner-cum-Secretary.

REVENUE DEPARTMENT

NOTIFICATIONS

Shimla-171002, the 12th January, 1996

No. Rev. 2-A (6)-2/77-II.—Whereas record-of-rights does not exist in respect of certain areas or newly created estates in District Shimla and whereas estate formation is required to be done and existing record-of-rights in respect of remaining estates of District Shimla require

special revision, the Governor, Himachal Pradesh, in exercise of powers vested in him under section 33 of the Himachal Pradesh Land Revenue Act, 1954 and all other powers enabling him in this behalf, is pleased to direct that the record-of-rights in respect of the estates to be newly formed shall be made and the existing record-of-rights of the remaining areas of District Shimla shall be specially revised.

2. This notification supersedes notification No. Rev. 2 A (6)-2/77, dated the 23rd August, 1979 and notwithstanding such supersession it will not effect anything done or any action taken under the notification superseded.

By order,
Sd/-
Secretary (Revenue).

Shimla-2, the 12th January, 1996

No Rev. 2-A (6)-2/77-II.—In exercise of the powers conferred upon me under clause (d) of sub section (2) of section 32 of the H. P. Land Revenue Act, 1954 with the previous sanction of the State Government it is notified that statement of right of users (Naksha Bartan) shall be one of the documents in every record-of-rights of an estate or sub estate prepared during making or special revision of record-of-rights.

2. This notification shall be deemed to have come into force from the commencement of Notification No. Rev. 2A (6)-2/77, dated the 23rd August, 1979.

By order,
Sd/-
Financial Commissioner (Revenue).

HIMACHAL PRADESH VIDHAN SABHA SECRETARIAT

NOTIFICATIONS

Shimla-171 004, the 2nd January, 1996

No. 3-9/95-VS-III.—The Governor, Himachal Pradesh is pleased to substitute Rule-4 of the Discretionary Grants (Presiding Officers) Rule, 1983 as under :—

“The amount so sanctioned shall be transmitted by Secretary, Vidhan Sabha direct to the concerned Executive Agency under intimation to the concerned Deputy Commissioner (except discretionary grant for work/scheme 2 (i) (n) above in respect of which the amount so sanctioned shall be paid by the Secretary, Vidhan Sabha direct to the beneficiary) after completing codal formalities”.

Shimla-171004, the 5th January, 1996

No. 2-31/90-VS.—In pursuance of the rules regulating admission of representatives of the newspapers and news agencies to the Press Gallery, the Hon'ble Speaker, Himachal Pradesh

Legislative Assembly, has been pleased to nominate the following Press representatives to the Press Gallery Committee for the year, 1996 :—

1. Shri Ashwani Sharma	Indian Express
2. Shri Rakesh Lohmi	Punjabi Tribune
3. Shri Mukesh Agnihotri	Jan Satta
4. Shri Haradesh Arya	Uttam Hindu
5. Shri Dev Kumar Pandhi	Himachal Times
6. Shri Ravinder Randev	National Herald
7. Shri Sita Ram Khajuria	Punjab Kesari

By order,

Sd/-
Secretary.